IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

PRESENT
THE HON'BLE MR JUSTICE R.SUBHASH REDDY
WRIT PETITION NO : 24648 of 2006

Dated 19TH January, 2007

Between

B.Laxmaiah ….Petitioner

And

State Council for Educational Research and Training
(SCERT)
rep. By its Director, Opp.L.B.Stadium, Hyderabad.

…Respondent

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 24648 of 2006

ORDER:

The petitioner had applied for the post of Physical Education Teacher and appeared for the examination of DSC-2006 conducted on 7-9-2006 at Kurnool, vide Hall ticket No.13800213. In this Writ Petition, the petitioner seeks direction by way of Writ of mandamus to award ½ mark more in his favour on the ground that he was unduly deprived of the said ½ mark with regard to question No.84.

For the purpose of convenience and to avoid copying and malpractice, same set of questions were arranged in four different

series, namely, A,B.C.D. The petitioner was supplied book-let with code A. The question No.84, which is a multiple-choice question, was answered by the petitioner by choosing answer at '(2)' as correct answer. However, there was no award of mark for the said question on the ground that the answer at '(4)' is the correct answer as per the final key published. It is the case of the petitioner that, as per the final key published to the question papers with codes B and D, the answer shown by him at '(2). Anxiety' in question paper with code 'A', is shown as correct answer, and, hence he is entitle for award of ½ mark in respect of the said question.

However, in the counter affidavit filed on behalf of the respondents, it is stated that the correct answer for question 84, which reads ' *A state of tension aroused by needs is'* is 'drive', which is shown at '(4)', but not 'anxiety' as answered by the petitioner by showing '(2)'. In the counter affidavit, it is further stated that in the key answers published for question papers B and D series, at first instance, inadvertently they have shown 'anxiety' as correct answer, but however, it was rectified subsequently.

As much as it is stated that 'drive' is the correct answer for question No.84 in A series, and, petitioner has answered the said question with 'anxiety' as correct answer, the petitioner is not entitle to the award of ½ mark. In that view of the matter, I do not find any merit in this Writ Petition.

The Writ Petition is accordingly dismissed. No order as to costs.

JUSTICE R. SUBHASH REDDY

DATE: 19-01-2007.
Msnr.

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